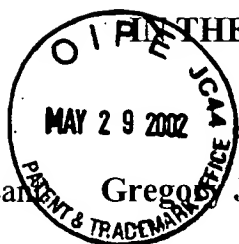


3712



THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT TRANSMITTAL FORM

Applicant: **Gregory J. Battersby, et al.**

Docket No.: **RUS013USQ**

Serial No.: **09/776,659**

Filed: **February 6, 2001**

For: **Ball Throwing Machine and Method for Profiling Pitches**

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The Commissioner of Patents and Trademarks
Box Response - No Fee
Washington, D.C. 20231

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Sir:

Transmitted herewith is:

1. **Response to Office Action**
2. **Postcard**
3. **Duplicate copy of this letter**

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 07-2162 in the name of Grimes & Battersby. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: May 17, 2002

James G. Coplit
Reg. No. 40,571
Grimes & Battersby, LLP
488 Main Avenue, Third Floor
Norwalk, Connecticut 06851
(203) 849-8300

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513, ON May 17, 2002.

James G. Coplit
NAME OF REGISTERED
REPRESENTATIVE

SIGNATURE

5/17/02
DATE

2



Enrollment
6-41-02
R7/Amot
C

PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants: Gregory J. Battersby et al.

Application No.: 09/777,659

Filed: February 6, 2001

For: Ball-Throwing Machine and Method for Profiling Pitches

Examiner: John Ricci

Art Unit: 3712

Docket No.: RUS013USQ

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Grimes & Battersby
P.O. Box 1311
3 Landmark Square
Stamford, CT 06904-1311
(203) 324-2828
May 17, 2002

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Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

RESPONSE TO OFFICE ACTION

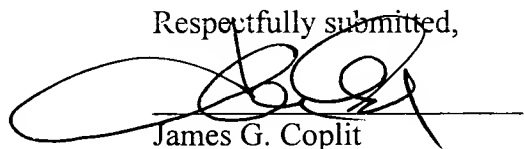
Dear Sir:

The Office Action mailed April 17, 2002 has been carefully considered. In said Office Action the Examiner found the amendment filed on October 18, 2001 (incorrectly stated as January 16, 2002) to be non-compliant for failing to include a clean version of the amended claims. In response thereto, attached is a clean version of the amended claims.

C

In view of the foregoing, applicant believes that this application is now complete and in condition for immediate allowance. Reconsideration and an early Notice of Allowance are therefore respectfully requested. In the event that the Examiner should determine that the aforesaid Amendment does not place this case in condition for allowance, the Examiner is invited to contact the undersigned attorney by telephone to discuss what additional steps would be necessary to place the case in condition for allowance.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'J. Coplit', is written over a horizontal line.

James G. Coplit
Reg. No. 40,571
Attorney for Applicant
(203) 324-2828